

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF INDIANA  
HAMMOND DIVISION

IN RE: )  
 )  
KIMBERLY M. O'NEAL, ) CASE NO. 07-23442 JPK  
 ) Chapter 13  
Debtor. )

ORDER FOR HEARING

On May 5, 2008, the debtor, by counsel, filed a Motion to Extend Time, which apparently requests an extension of the deadline stated in the Court's docket order entered on March 13, 2008. The record establishes that the debtor has failed to comply with that order, and the phrasing of the above-designated motion gives the Court reason to believe that the debtor's counsel does not understand the specific requirements of the March 13, 2008 order. That order required that the Form IT-40 return for 2006 be filed with the Indiana Department of Revenue: **and** that a certification of record concerning that filing be filed; **and** that the debtor provide a copy of the filed return to the Trustee – by April 14, 2008. While paragraph 4 of the motion states the return has been filed, that statement is not in the form of a certification and does not state when the filing was accomplished. The March 13, 2008 order also required – again by April 14, 2008 – that the debtor either file an agreed immaterial modification approved by the Trustee to provide for funding for the debt owed to the Indiana Department of Revenue, or file an objection to that creditor's claim. The record establishes that neither of these requirements has been met, and the motion requesting an apparent extension of time of these deadlines was filed well after the deadlines elapsed.

IT IS ORDERED that a hearing will be held on the motion on **June 23, 2008, at 1:00 P.M.**

Dated at Hammond, Indiana on June 6, 2008.

/s/ J. Philip Klingeberger  
J. Philip Klingeberger, Judge  
United States Bankruptcy Court

Distribution:  
Debtor, Attorney for Debtor, Trustee, US Trustee, DAG Brian Salwowski